

***SCOTTSDALE CITY COUNCIL
SPECIAL MEETING MINUTES
TUESDAY, FEBRUARY 17, 2004***

***CITY HALL KIVA
3939 DRINKWATER BOULEVARD
SCOTTSDALE AZ 85251***

MINUTES
SCOTTSDALE CITY COUNCIL
SPECIAL MEETING
Tuesday, February 17, 2004

CALL TO ORDER

Mayor Manross called to order a Special Meeting of the Scottsdale City Council on Tuesday, February 17, 2004 in the Kiva, City Hall, at 4:01 P.M.

ROLL CALL

Present: Mayor Mary Manross
Vice Mayor Wayne Ecton
Council Members Ned O'Hearn, Roberta Pilcher,
David Ortega, and Tom Silverman

Absent: Councilman Robert Littlefield

Also Present: City Attorney Joseph Bertoldo
City Clerk Carolyn Jagger

1. Brief update on judicial reappointment process involving Presiding City Judge Monte Morgan. Contact: Neal Shearer, Human Resources General Manager, 480-312-2604, nshearer@scottsdaleaz.gov.
2. Brief update on status of litigation over development on property located in the City of Scottsdale near 136th Street and Dynamite Road, SCOTTSDALE 275 L.L.C., v. City of Scottsdale, No. CV 2001-017719 (Scottsdale National). Contact(s): Joseph Bertoldo, 480-312-2478, jbertoldo@scottsdaleaz.gov; Debby Robberson, 480-312-2405, dobberson@scottsdaleaz.gov
3. Brief update on subdivision platting processes. Contact(s): Joseph Bertoldo, 480-312-2478, jbertoldo@scottsdaleaz.gov; Kelly Ward, 480-312-2405, kward@scottsdaleaz.gov
4. Brief update on status of negotiations for the acquisition of property to be added to the McDowell Sonoran Preserve: 780 acres of land located between Bell Road and Union Hills Road, at approximately 104th Street (Toll Brothers). Contact: Ed Gawf, 480-312-7225, egawf@scottsdaleaz.gov
5. MOTION TO RECESS INTO EXECUTIVE SESSION for:
 - a. Discussion or consideration of employment, assignment, reappointment and salary of Presiding City Judge Monte Morgan, including but not limited to a personal interview of Judge Morgan, regarding his application for reappointment. A.R.S. 38-431.03 (A)(1) and (A)(2). Contact: Neal Shearer, Human Resources General Manager, 480-312-2604, nshearer@scottsdaleaz.gov
 - b. Discussion or consideration of confidential records and information relating to Judge Morgan's application for reappointment. A.R.S. 38-431.03 (A)(2).

Contact: Neal Shearer, Human Resources General Manager, 480-312-2604,
nshearer@scottsdaleaz.gov

- c. Discussion and consultation with the City Attorney(s) for legal advice regarding the reappointment of Judge Morgan. A.R.S. 38-431.03 (A)(3). Contact: Neal Shearer, Human Resources General Manager, 480-312-2604,
nshearer@scottsdaleaz.gov
- d. Discussion or consultation with the City's attorney(s) and its outside counsel for legal advice and to consider its position and instruct its attorney(s) regarding the following pending litigation regarding development of property in the City of Scottsdale near 136th Street and Dynamite Road, SCOTTSDALE 275 L.L.C., v. City of Scottsdale, No. CV 2001-017719. A.R.S. 38-431.03 (A)(3) and (A)(4). Contact(s): Joseph Bertoldo, City Attorney, 480-312-2478, jbortoldo@scottsdaleaz.gov; Debby Robberson, 480-312-2405, droberson@scottsdaleaz.gov
- e. Discussion and consultation with City attorneys for legal advice regarding subdivision platting processes. A.R.S. 38-431.03 (A)(3). Contact(s): Joseph Bertoldo, City Attorney, 480-312-2478, jbortoldo@scottsdaleaz.gov; Kelly Ward, 480-312-2405, kward@scottsdaleaz.gov
- f. Legal advice and to consider the city's position and instruct its representatives and attorneys regarding negotiations and possible memorandum of understanding for acquisition of a portion of the following parcel for inclusion in the McDowell Sonoran Preserve: 780 acres on land located between Bell Road and Union Hills Road, at approximately 104th Street. A.R.S. 38-431.03 (A)(3), (A)(4) and (A)(7). Contact(s): Ed Gawf, Deputy City Manager, 480-312-2478, egawf@scottsdaleaz.gov; Robert Caffarella 480-312-2577, rcaffarella@scottsdaleaz.gov

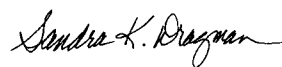
Mayor Manross briefly reviewed the items to be discussed in Executive Session.

VICE MAYOR ECTON MOVED TO RECESS INTO EXECUTIVE SESSION.
COUNCILWOMAN PILCHER SECONDED THE MOTION, WHICH CARRIED 6/0.

ADJOURNMENT

With no further business to discuss, Mayor Manross adjourned the meeting at 4:03 P.M.

SUBMITTED BY:



Sandy Dragman
Recording Secretary

REVIEWED BY:

Carolyn Jagger
City Clerk

C E R T I F I C A T E

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Special Meeting of the City Council of Scottsdale, Arizona held on the 17th day of February 2004.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 18th day of February 2004.

CAROLYN JAGGER
City Clerk